

1
2
3
4
5
6
7
8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
10

11 WILLIE WEAVER,

No. CIV S-05-0449-RRB-CMK-P

12 Plaintiff,

13 vs.

ORDER

14 NOVENCIDO, et al.,

15 Defendants.
16 _____/

17 Plaintiff, a state prisoner proceeding pro se, brings this civil rights action pursuant
18 to 42 U.S.C. § 1983. Pending before the court is plaintiff's document entitled "Motion of
19 Objection to Defendant Motion to Dismiss; Plaintiff Request for Judicial Help, to Prepare For
20 Oppositional Motion" [sic] (Doc. 23), filed on January 23, 2006.

21 Plaintiff states that he was recently transferred to another prison and that, as a
22 result, he does not have his legal materials in order to prepare a timely opposition to defendant's
23 motion to dismiss. The court will construe plaintiff's document as a motion for an extension of
24 time to file an opposition to defendant's motion. So construed, the request will be granted.

25 ///

26 ///


1 Accordingly, IT IS HEREBY ORDERED that:

2 1. Plaintiff's document, filed on January 23, 2006, is construed as a motion
3 for an extension of time to file an opposition to defendant's motion to dismiss;

4 2. So construed, the motion is granted; and

5 3. Plaintiff may file an opposition to defendant's motion within 30 days of
6 the date of service of this order.

7
8 DATED: January 25, 2006.

9
10 
11 **CRAIG M. KELLISON**
12 UNITED STATES MAGISTRATE JUDGE
13
14
15
16
17
18
19
20
21
22
23
24
25
26